

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CIRBA INC. (d/b/a DENSIFY)  
and CIRBA IP, INC.,

*Plaintiffs and Counter-  
Defendants,*

v.

VMWARE, INC.,

*Defendant and Counter-  
Plaintiff.*

C.A. No. 19-742-LPS

(CONSOLIDATED)

**VMWARE, INC.'S MOTION TO COMPEL**

Pursuant to the Court's Stipulation and Order Relating to Procedures for Resolving Discovery Disputes Before Special Master (D.I. 1028), VMware moves the Court for an Order: (1) compelling Cirba Inc. (d/b/a Densify) and Cirba IP, Inc. (collectively, "Cirba") and Cirba's patent agent Brett Slaney to produce discovery and privilege logs regarding VMware's inequitable conduct and unclean hands defenses in response to VMware's Request for Production No. 215, Interrogatory No. 36, and subpoena to Mr. Slaney; and (2) compelling Cirba to run disputed ESI terms and produce all documents responsive to VMware's Request for Production Nos. 175-178, 180-182, 184-187, 189-197, 201-206, and 208-211. A proposed order is attached to VMware's opening letter brief.

The grounds for this motion are set forth in VMware's letter brief in support of its motion to compel and the letter's exhibits, which were submitted to the Special Master contemporaneously herewith. Pursuant to D. Del. LR 7.1.1., undersigned counsel certifies that a reasonable effort was made to reach agreement with Cirba regarding the matters set forth in this motion, including oral communication involving Delaware counsel for all parties, but no agreement was reached.

Dated: November 30, 2021

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on November 30, 2021, a copy of the foregoing document was served on the persons listed below in the manner indicated:

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